IN THE SUPREME COURT OF THE STATE OF MONTANA

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

No. DA 08-0499

ORIGINAL

STATE OF MONTANA,

Plaintiff and Appellee,

FILED

V.

DAVID W. GUNDERSON,

MAY 1 1 2009

Ed Smith Querk HE the Subdeme court State of Montana

Defendant and Appellant.

NOTICE OF APPEARANCE

To: Ed Smith, Clerk of Supreme Court

Please note and enter the appearance of Kelli S. Sather, Assistant Appellate Defender, Office of State Public Defender, Appellate Defender Office, P.O. Box 200145, Helena, Montana, as appointed counsel for the Defendant named above for purposes of this appeal.

Respectfully submitted this ______ day of May, 2009.

OFFICE OF THE STATE PUBLIC DEFENDER Appellate Defender Office 301 South Park, Room 568 P.O. Box 200145 Helena, MT 59620-0145

By: _______

KELLIS. SATHER

Assistant Appellate Defender

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and accurate copy of the foregoing

Notice of Appearance to be mailed to:

STEVE BULLOCK Montana Attorney General MARK MATTIOLI Assistant Attorney General P.O. Box 201401 Helena, MT 59620-1401

DENNIS PAXINOS Yellowstone County Attorney P.O. Box 35025 Billings, MT 59107-5025

DAVID W. GUNDERSON 11820 Montana State Prison 700 Conley Lake Road Deer Lodge, MT 59722

DATED: 6-11-2005